

City Clerk  
copy

ORDINANCE NO. 374

AN ORDINANCE RELATING TO AND REGULATING DOGS, PROVIDING FOR THEIR CONFINEMENT AND RESTRAINT, PROVIDING FOR VACCINATION AND LICENSING THEREOF, PROVIDING PENALTIES FOR VIOLATIONS HEREOF, REPEALING PRIOR ORDINANCES ON THE SUBJECT, AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAS ANIMAS, COLORADO:

SECTION 1. DEFINITIONS. For the purpose of this Ordinance, certain terms and words are herewith defined as follows:

DOG OWNER: Every person in possession of or who harbors any dog or who shall suffer any dog to remain about his premises for the period of ten days.

DOG: Any canine animal regardless of sex.

DOG, MALE: Any dog of male gender, either castrated or not castrated.

DOG, SPAYED FEMALE: Any female dog on which an ovariectomy or ovariophysterectomy has been performed by a licensed veterinarian and accompanied by a certificate asserting said operation has been performed.

DOG, FEMALE: Any dog of the female gender on which no alterative surgery of the reproductive organs has been performed.

DOG, STRAY: Any unlicensed or licensed dog found unattached or loose anywhere within the city limits.

RABIES: A communicable disease of both wild and domestic animals transmittable to humans, as defined by the "Public Health Department". "Specific infectious disease of certain animals, especially dogs and wolves, contracted by man by direct inoculation as by bite of infected animal and due to a filtrable virus"--as defined in Dorland's Medical Dictionary.

KENNELS: Any property on which two or more unspayed females <sup>dog</sup> six months of age or over are kept or harbored.

"VACCINATION" or "VACCINATION FOR RABIES": Shall mean inoculation of a dog with standard rabies vaccine.

RUNNING AT LARGE: Means away from the premises <sup>or property</sup> of the owner, possessor or keeper thereof, and not under the control of such owner, possessor, keeper or his agent or servant <sup>or a member of his immediate family</sup> either by leash, cord or chain <sup>or under the control of a motor vehicle</sup> for the purposes of this ordinance a dog shall be deemed not under the control of its owner when: (1) Such dog inflicts damage or injury (by biting, jumping upon, pollution of vegetation, or any other means whatsoever) to the person or property of anyone other than the owner, except in the defense of the owner, his family or property. (2) In the case of an unspayed female dog in heat, when such dog is not securely confined in the owner's yard, pen or other enclosure.

*Amended*

SECTION 2. Dog Owners prohibited from allowing Dogs to Run at Large. -----No dog owner or person who has possession of, or harbors a dog, shall permit such dog to run at large in the City of Las Animas.

SECTION 3. DOG KENNELS: The maintenance of a dog kennel in the City of Las Animas is hereby prohibited and made unlawful.

SECTION 4. Any person who owns or possesses, or harbors a dog of more than six (6) months of age within the limits of the City of Las Animas shall obtain a license for such dog or dogs from the office of the City Clerk. Such license or licenses shall be renewable annually and for each male dog and for each female dog that has been spayed the owner of such dog shall pay and the City Clerk shall collect a fee of Two Dollars (\$2.00) and for each female dog that has not been spayed the owner of such dog shall pay and the City Clerk shall collect a fee of Five Dollars (\$5.00). All dog licenses issued hereunder shall expire December 31st of each year and shall not be pro-rated. Before issuing such licenses, the City Clerk shall require and the applicant for a license shall present to the City Clerk a certificate of vaccination issued by a qualified veterinarian showing that said animal has been vaccinated for rabies and designating the terminal date of the probable immunization which date shall extend beyond the period of which such license is issued. In addition to the certificate of vaccination for rabies, owners of spayed females shall present and the City Clerk shall require a certificate from a qualified veterinarian that such animal has been spayed. Upon payment of the fee herein established the City Clerk shall issue to the owner of such dog or dogs a receipt reciting the owner's name, a description of the dog licensed and the number of the license issued for such animal and shall then issue to said owner a tag or disc bearing the year of issue, the name of the city and the license number corresponding with that mentioned in the receipt. The owner of each dog within the limits of the City of Las Animas shall provide said dog with a harness or collar to be worn by such dog to which harness or collar such license tag or disc shall be attached.

SECTION 5. It shall be the duty of the Police of the City of Las Animas to enforce the provisions of this Ordinance; a member of the force or official officer may be designated to be Pound Master. It shall be the duty of the police of the City of Las Animas to impound all dogs in the City of Las Animas found without a collar or harness and license attached. It shall also be the duty of the police of the City of Las Animas to impound any dog licensed or unlicensed when found off the premises of its owner and not under ~~effective~~ control of owner *by leash, collar or chain.*

SECTION 6. Such dogs may be redeemed by the owners upon presentation of evidence that a license has been obtained for such dog and the payment of a redemption fee of Three Dollars (\$3.00) has been made. Owners of dogs impounded for not having or wearing a license tag or disc shall have three (3) days from the date of impoundment in which to redeem such dog from the City Pound. Dogs unclaimed three (3) days after impoundment shall be destroyed by the Police or Pound Master in a humane manner.

SECTION 7. Any dog, licensed or unlicensed, which bites a person severely enough to result in a rupture of or breaking of the bitten person's skin shall be impounded in the City Pound for a period of not less than ten (10) days and for such longer period as the City Health Officer shall direct for observation. If clinical symptoms of rabies does not develop within such observation period said dog may be redeemed by its owner and by the Police returned to the owner upon evidence of payment of a redemption fee of Five Dollars (\$5.00) plus such reasonable additional charge as may be made for the animal's care during the observation period.

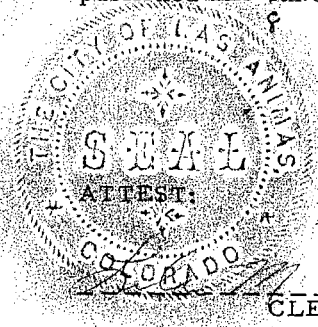
SECTION 8. Any unvaccinated dog or dogs whose period of probable immunization has expired bitten by a known rabid animal shall be destroyed under the supervision of the City Health Officer, provided that if such unvaccinated animal shall have a known owner that the owner of such dog may (a) at his <sup>expense</sup> ~~expense~~, provide for strict isolation of the animal in a kennel or pound for ~~six~~ <sup>nine</sup> months observation period under the supervision of the City Health Officer, or (b) at such owner's expense, provide for post-exposure treatment and confinement of said animal in a kennel or pound for a period of three (3) months for observation under the supervision of the City Health Officer, and have such dog returned to him if in the opinion of the City Health Officer no clinical symptoms of rabies are apparent at the end of said observation period.

SECTION 9. Ordinance No. 341 and all other Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

SECTION 10. Any person violating any provision of this Ordinance for which the penalty is not otherwise herein specified shall be fined in a sum not to exceed \$300.00 or imprisoned for a period not to exceed 90 days in the event of non-payment of such fines.

SECTION 11. EFFECTIVE DATE. This act shall take and be in effect on and after April 1, 1968.

Introduced, read and adopted on first reading and ordered published this ~~4th~~ <sup>9th</sup> day of ~~December~~ <sup>January</sup>, 1968.



*Kitty Ann Long*  
MAYOR

*M. Mearns*  
CLERK

*Published in the Bent County Democrat January 15, 1968*